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In re Application of :
AVIGAD, et al. :
Application No.: 10/562,527 :
PCT No.: PCT/IL04/00578 :
Int. Filing Date: 30 June 2004 :
Priority Date: 01 July 2003 :
Attorney Docket No.: 2723.001 :
For: PROGNOSIS DETERMINATION IN :
EWING SARCOMA PATIENTS BY :
MEANS OF GENETIC PROFILING :

REQUEST FOR STATUS

UNDER 37 CFR 1.42

In a decision mailed by this Office on 01 February 2007, the declaration filed by applicant on behalf of deceased inventor Rina Zaizov was dismissed for failure to provide a compliant oath or declaration under 37 CFR 1.497.

On 23 April 2007, applicant filed a response to the previous decision that was accompanied by a revised declaration. The declaration submitted on 23 April 2007 identifies the deceased inventor and states the deceased inventor's country of citizenship and residence, is signed by Haim Marx as "surviving spouse and legal representative," states his/her relationship to the deceased (i.e., Legal Representative), provides the Legal Representative's country of citizenship and residency and lists all of the joint inventors on the application. Accordingly, the declaration complies with the requirements of 37 CFR 1.497(b)(2) and 37 CFR 1.42.

The request for status under 37 CFR 1.42 is GRANTED.

The application has an international filing date of 30 June 2004 under 35 U.S.C. 363 and will be given a date of 23 April 2007 under 35 U.S.C. 371(c)(1), (c)(2) and (c)(4).

The application will be forwarded to the National Stage Processing Branch of the Office of PCT Operations for further processing in accordance with this decision.

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